

651.17 Referee's report to court of inability to make partition in kind.

A referee shall file a report with the court if the referee is not able to make a partition in kind on a property subject to partition. Upon receipt of the report, the court shall take the following actions:

1. If the partition involves personal property, the court shall order a sale of the personal property without further notice.
2. If the partition involves real property, the court shall set a hearing as provided under [section 651.16](#). After such hearing the court may order a sale or other disposition of the real property, as the court deems appropriate.

[2018 Acts, ch 1108, §17](#)